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9 Attorneys for Plaintiffs, Georgiou Family
10 Trust; Byron Georgiou individually and as
trustee of the Georgiou Family Trust; and
11 Benjamin Hill Realty, LLC

12 **UNITED STATES DISTRICT COURT**
13 **DISTRICT OF NEVADA**

15 Georgiou Family Trust, a Nevada trust;
16 Byron Georgiou, as an individual and as
trustee of the Georgiou Family Trust;
17 Benjamin Hill Realty, LLC, a Nevada
18 limited liability company.

19 Plaintiffs,

21 v.

22 Phillip V. Ruthen, an individual; Shaw
23 Industries Inc., a corporation; L. Lake
Jordan, an individual; Suncrest Stone
24 Products, LLC, a business entity; Jeffrey W.
Stevens, an individual; and Does 1-100,

26 Defendants.

CASE NO.: 2:21-cv-01060-JCM-DJA

**STIPULATION AND
ORDER TO
EXTEND TIME TO FILE
PLAINTIFFS' RESPONSE TO
DEFENDANTS' MOTIONS TO
DISMISS AND MOTIONS TO
CHANGE VENUE FROM
CURRENT DEADLINE OF
FEBRUARY 24, 2022 AND
MARCH 4, 2022 TO MARCH
10, 2022**

(FIRST REQUEST)

1 **TO THE CLERK OF THE ABOVE-TITLED COURT AND TO ALL**
 2 **PARTIES AND THEIR ATTORNEYS OF RECORD:**

3 IT IS HEREBY STIPULATED by and between the parties through their
 4 respective counsels that Plaintiffs Georgiou Family Trust; Byron Georgiou; and
 5 Benjamin Hill Realty, LLC ("Plaintiffs") shall have through and including March 10,
 6 2022, within which to file and serve a response to the motions of Defendants Phillip V.
 7 Ruthen, Shaw Industries Inc. and L. Lake Jordan ("Defendants") to dismiss and/or to
 8 change venue ("Motions") (ECF No. 86-88, 91-92).

9 Further, IT IS HEREBY STIPULATED that Defendants shall have until March
 10 25, 2022 to reply to any and all responses Plaintiffs may file as to the Motions.

11 The current deadline for Plaintiffs to respond to all five motions is currently set
 12 for February 23, 2022 and March 4, 2022. This is the first request to extend the
 13 deadline to respond to the Motions.

14 Pursuant to Local Rule IA 6-1(a), the Parties state the reason for the extension of
 15 time is that the attorneys for Plaintiffs still need more time to fully review all five
 16 motions and prepare responses thereto given that there are five different motions to
 17 respond to all of which raise complicated legal and/or factual issues to address. The
 18 motions to change venue also contain extensive factual allegations, multiple exhibits,
 19 declarations, and alleged evidence which Plaintiffs need sufficient time to review,
 20 create declarations in response to, prepare and locate exhibits in response to, and
 21 respond to.

22 The Parties have therefore agreed to providing Plaintiffs an extension of time to
 23 file a response to all five motions. The Parties have entered into an agreement in good
 24 faith and not for purposes of delay. It is respectfully requested that the Court approve
 25 this stipulation and provide Plaintiffs until March 10, 2022 to respond to the Motions.

26 Defendants have requested that they be provided time to file and serve their
 27 replies after Plaintiffs file their responses until March 25, 2022. The Parties agree and
 28 stipulate as such.

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2 DATED: February 23, 2022
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MURCHISON & CUMMING, LLP

/s/ Pamela C. Chalk

Pamela C. Chalk, Esq.

Anton N. Handal, Esq.

Attorneys for Plaintiffs

6 DATED: February 23, 2022
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LEWIS ROCA ROTHGERBER CHRISTIE LLP

/s/ J.Christopher Jorgensen

J.Christopher Jorgensen, Esq.

Chelsee C. Jensen, Esq.

Attorneys for Defendant

Shaw Industries Inc.

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11 DATED: February 23, 2022
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BAILEY ♦ KENNEDY

/s/ Paul C. William

Paul C. William, Esq.

Dennis L. Kennedy, Esq.

Attorneys for Defendant Phillip V. Ruthen

15 DATED: February 23, 2022
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LIPSON NEILSON P.C

/s/ Megan H. Thongkham

Joseph P. Garin, Esq.

Megan H. Thongkham, Esq.

Attorneys for Defendant L. Lake Jordan

21 IT IS SO ORDERED.
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Pam C. Mahan

UNITED STATES DISTRICT COURT JUDGE

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28 DATED: February 23, 2022

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document has been served on this date to all counsel of record, if any to date, who are deemed to have consented to electronic service via the Court's CM/ECF system. Any other counsel of record will be served by electronic mail, facsimile and/or overnight delivery upon their appearance in this matter.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct. Executed this 23 day of February, 2022.

DATED: February 23, 2022

MURCHISON & CUMMING, LLP

/s/ Pamela C. Chalk
Pamela C. Chalk